

Claims 5, 29, 46, and 70 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Brenner further in view of Walker.

Because applicants have demonstrated in the previous section that claims 1 and 42 are allowable, dependent claims 2-27, 29-32, 36-41, 43-68, 70-73, and 77-82 are also allowable.

#### VIII. New Claims

New claims 83-158 have been added. In general, independent claims 83 and 121 are directed to a computer readable medium encoded with machine-readable instructions and a system which allow a user to use user equipment to place electronic wagers on races with an interactive wagering application. Similar to amended independent claims 1 and 42, in new independent claims 83 and 121, the interactive wagering application is used to provide the user with an opportunity to create a wager of a particular wager type for a particular race, access is provided to multiple wagering pools that are independent of each other, and the interactive wagering application is used to place the wager with one of the multiple wagering pools. Therefore, new independent claims 83 and 121, and dependent

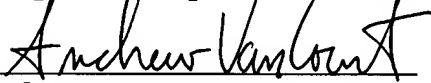
claims 84-119, and 122-157 are allowable for similar reasons as to why claims 1 and 42 are allowable.

In general, independent claims 121 and 158 are directed to a computer readable medium encoded with machine-readable instructions and a system that allow a user to use user equipment to place an electronic wager on a race with an interactive wagering application that handles wagers for multiple totes. In fact, claims 121 and 158 include similar features of allowed claims 28 and 69. Therefore, claims 121 and 158 should be allowed because claims 28 and 69 were allowed

#### IX. Conclusion

The foregoing demonstrates that claims 1-32, 36-73, and 77-158 are allowable. This application is therefore in condition for allowance. Reconsideration and allowance are accordingly respectfully requested.

Respectfully submitted,

  
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